

Court No. - 1

Case :- MATTERS UNDER ARTICLE 227 No. - 9786 of 2023

Petitioner :- Surendra Singh And 2 Others

Respondent :- Tejbali Singh And 3 Others

Counsel for Petitioner :- Krishna Kumar Chaurasia

Counsel for Respondent :- Pradeep Singh

Hon'ble Jayant Banerji, J.

1. Heard learned counsel for the petitioner.

2. This petition has been filed seeking the following relief:-

"(i) to issue an order or direction Under Supervisory Jurisdiction directing the Learned Civil Judge (Sr. Div.) Mirzapur to decide a Suit No. 215 of 2004 (Tejbali Singh Vs. Surendra Singh and others) within the specific period which may kindly be fixed by this Hon'ble Court."

3. It appears that the plaintiff-respondent-first set filed a suit bearing Original Suit No. 215 of 2004 seeking permanent injunction. It is stated that after filing of the written statement, issues were framed on 7.2.2012. Thereafter, on the basis of the counter claim filed on behalf of the defendants, additional issues were framed by an order of the court dated 18.7.2013 but the suit is not being decided.

4. Under the circumstances, considering that the suit is of the year 2004, this Court requires the trial court to ensure that the suit proceedings are brought to its logical conclusion, without entertaining unnecessary adjournments from the parties, in case there is no legal impediment in proceeding further and all the parties are duly served with notice of the proceeding.

5. With the aforesaid observation, the petition is **disposed of**.

Order Date :- 17.11.2023

A. V. Singh

(Jayant Banerji, J.)